

**MINUTES OF THE  
BUSINESS AND LABOR INTERIM COMMITTEE**  
Wednesday, September 19, 2012 – 2:00 p.m. – Room 210 Senate Building

**Members Present:**

Senate Chair John L. Valentine  
House Chair James A. Dunnigan  
Sen. Curtis S. Bramble  
Sen. Gene Davis  
Sen. David P. Hinkins  
Sen. Kevin T. Van Tassell  
Sen. Todd Weiler  
Rep. Jim Bird  
Rep. Brian Doughty  
Rep. Susan Duckworth  
Rep. Gage Froerer  
Rep. Eric K. Hutchings  
Rep. Don L. Ipson  
Rep. Todd E. Kiser  
Rep. Jennifer M. Seelig

Rep. Larry B. Wiley  
Rep. Brad R. Wilson

**Members Absent:**

Rep. Derek E. Brown  
Rep. Melvin R. Brown  
Rep. Bradley G. Last  
Rep. Michael T. Morley  
Rep. Dixon M. Pitcher

**Staff Present:**

Mr. Bryant R. Howe, Assistant Director  
Ms. Patricia Owen, Associate General Counsel  
Mr. Robert H. Rees, Associate General Counsel  
Ms. Jennifer Christopherson, Legislative Secretary

**Note:** A list of others present, a copy of related materials, and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

**1. Committee Business**

Chair Valentine called the meeting to order at 2:37 p.m.

**MOTION:** Sen. Van Tassell moved to approve the minutes of the August 15, 2012, meeting. The motion passed unanimously with Sen. Bramble, Sen. Davis, Rep. Bird, Rep. Hutchings, Rep. Seelig, and Rep. Wiley absent for the vote.

Chair Valentine stated that agenda item three would be removed from the agenda and placed on the agenda of an upcoming meeting.

**2. Unincorporated Business Entities**

Sen. Hillyard introduced Mr. Harry Haynesworth, former member, National Conference of Commissioners on Uniform State Laws; Mr. Russell Smith, attorney, Durham Jones & Pinegar; and Mr. Reed Martineau, attorney, Snow, Christensen & Martineau. Sen. Hillyard discussed draft legislation "Unincorporated Business Entities" (2013FL-0056/009), which was included in the mailing packet, and said that this bill is the result of collaboration from many individuals.

Mr. Haynesworth praised everyone involved with drafting the legislation and said that there are now three times as many limited liability companies as corporations established in Utah every year. He responded to questions from the committee.

Mr. Smith spoke in favor of the legislation and explained that it will foster both existing businesses and the formation of new businesses in Utah. He responded to questions from the committee.

Committee discussion followed.

**MOTION:** Rep. Ipson moved to recommend draft legislation "Unincorporated Business Entities" (2013FL-0056/009) as a committee bill. The motion passed unanimously with Sen. Bramble, Rep. Wiley, and Rep. Wilson absent for the vote.

### **3. Alarm System Security Licensing**

Rep. Dunnigan reviewed draft legislation "Alarm Company Employee Licensing" (2013FL-0198/004), which was distributed in the mailing packet.

Mr. Mark Steinagel, Director, Division of Occupational and Professional Licensing (DOPL), responded to questions from the committee by saying that DOPL supports the legislation.

**MOTION:** Sen. Davis moved to recommend draft legislation "Alarm Company Employee Licensing" (2013FL-0198/004) as a committee bill. The motion passed unanimously with Rep. Wiley and Rep. Wilson absent for the vote.

### **4. Sunset Review: Insurance Department Coordination with Other States**

Ms. Owen gave an overview of draft legislation "Reauthorization of Provisions for Insurance Coordination With Other States" (2013FL-0236/002), which was distributed in the mailing packet.

**MOTION:** Rep. Ipson moved to recommend draft legislation "Reauthorization of Provisions for Insurance Coordination With Other States" (2013FL-0236/002). The motion passed unanimously with Sen. Bramble and Rep. Wiley absent for the vote.

### **5. Recommendations of the Uniform Building Code Commission**

Mr. Justin Naser, Chair, Uniform Building Code Commission, reviewed "Summary of Recommended Code and Amendment Changes Under Title 15A State Construction and Fire Codes Act" and "Proposed Building Codes and Amendments under Utah Uniform Building Standards Act," which were distributed in the mailing packet. He responded to questions from the committee by stating that both his commission and the various other committees and councils that were involved with the review and adoption of the state construction code worked closely with all interested parties.

Mr. Dan Jones, Bureau Manager, DOPL, responded to questions from the committee by saying that there was extensive coordination done by the Unified Code Council between the fire agencies, the health departments, and the human services that have regulations in those areas.

Mr. Kevin Emerson, Senior Policy and Regulatory Associate, Utah Clean Energy, responded to questions from the committee by saying that the estimate of \$460 of additional costs to adopt new residential energy efficiency standards includes the testing and verification of the whole home leakage rate, a duct test, and increased pipe insulation.

Chair Valentine requested that Rep. Wilson convene a working group to review the commission's recommendations and report to the committee at its next meeting.

### **6. Recommendations of the Utah State Fire Prevention Board**

Mr. Ted Black, Chair, Utah State Fire Prevention Board, gave an overview of "Utah State Fire Code - State Construction and Fire Code Act," which was distributed in the mailing packet. He said that the board modified the national code to better meet local conditions and needs.

Mr. Taz Biesinger, Executive Vice President, Utah Home Builders Association, stated that he will have knowledgeable professionals carefully review the recommendations before the 2013 General Session but would support a committee bill being opened now.

**MOTION:** Rep. Kiser moved to open a committee bill file in accordance with the recommendations and give it priority status. The motion passed unanimously with Sen. Bramble, Sen. Hinkins, Rep. Dunnigan, and Rep. Wiley absent for the vote.

**7. Other Items / Adjourn**

**MOTION:** Sen. Davis moved to adjourn the meeting. The motion passed unanimously with Sen. Bramble, Sen. Hinkins, Rep. Dunnigan, and Rep. Wiley absent for the vote.

Chair Valentine adjourned the meeting at 4:28 p.m.